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7 MARKEL AMERICA INSURANCE COMPANY

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10
11 MARKEL AMERICAN INSURANCE COMPANY, Case No. C 07-05749 EDL

12 Plaintiff,

13 vs.

**DECLINATION TO PROCEED
BEFORE A MAGISTRATE JUDGE AND
REQUEST FOR REASSIGNMENT TO A
UNITED STATES DISTRICT JUDGE**

14 PACIFIC ASIAN ENTERPRISES, INC.; a California
corporation; LEVITON MANUFACTURING CO.,
15 INC., a Delaware corporation; HUBBELL
INCORPORATED, a Connecticut corporation; and,
16 DOES 1 - 100, inclusive,

17 Defendants
18 _____/

19 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

20 The undersigned party in the above-captioned civil matter hereby declines to consent to
21 the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby
22 requests the reassignment of this case to a United States District Judge.

23 DATED: February 5, 2008

24 TARKINGTON, O'NEILL, BARRACK & CHONG
A Professional Corporation

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26 By _____/S/
27 Thomas C. Burch
Attorneys for Plaintiff
Markel American Insurance Company
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